

**VANDERSLICE DECL.
EXHIBIT A4**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MAXIMILIAN KLEIN, et al., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

META PLATFORMS, INC., a Delaware
Corporation,

Defendant.

Case No. 3:20-cv-08570-JD

**DECLARATION OF CATHERINE
SPEVAK**

Judge: Hon. James Donato

1 I, Catherine Spevak, do hereby declare as follows:

2 1. I am a Finance Manager at Apple Inc. I have been employed by Apple since
3 November 2021 and have held my current title since January 2023. Over the course of my
4 employment at Apple, I have acquired personal knowledge of Apple's practices and procedures
5 concerning the maintenance of the confidentiality of its strategic, business, and financial
6 information.

7 2. I respectfully submit this declaration in support of the Omnibus Sealing Motion that
8 I understand will be filed on March 14, 2025, in the action captioned *Klein v. Meta Platforms, Inc.*,
9 Case No. 3:20-cv-08570-JD (N.D. Cal.).

10 3. The facts set forth in this declaration are true and correct to the best of my
11 knowledge, information, and belief, and are based on my personal knowledge of Apple's policies
12 and practices as they relate to the treatment of confidential information and materials that were
13 provided to me and reviewed by me. If called upon as a witness in this action, I could and would
14 testify from my personal knowledge and knowledge acquired from sources with factual foundation.

15 4. The Services Integration Agreement and the Side Letter to that agreement—which
16 I understand have been filed on the docket under seal as Exhibit 10 (Dkt. 892-9) and Exhibit 40
17 (Dkt. 892-10), respectively, to the Declaration of Yavar Bathaee In Support of Advertiser
18 Plaintiffs' Opposition to Defendant Meta Platforms, Inc.'s Motion for Summary Judgment—are
19 maintained as highly confidential. To the best of my knowledge, neither of these contracts has
20 been publicly disclosed. In fact, Apple has already supported maintaining these contracts under
21 seal in this action, and I previously submitted a declaration in connection with that effort. (*See*
22 *Non-Party Apple Inc.'s Statement in Support of Def. Meta Platforms, Inc.'s Response to Advertiser*
23 *Pls.' Mot. to Consider Whether Another Party's Material Should Be Sealed* (Aug. 30, 2024), Dkt.
24 839; *Declaration of Catherine Spevak in Support of Non-Party Apple Inc.'s Statement in Support*
25 *of Def. Meta Platforms, Inc.'s Response to Advertiser Pls.' Mot. to Consider Whether Another*
26 *Party's Material Should Be Sealed* (Aug. 30, 2024), Dkt. 839-1.) The information in these
27 contracts is highly sensitive. Moreover, because these contracts reveal terms that Apple agreed to
28 with a counterparty, if publicly disclosed, they could prejudice Apple's competitive position by

harming Apple's relationships with business partners, developers, and advertisers, putting Apple at an unfair disadvantage in future business negotiations, and permitting Apple's competitors to gain an unfair advantage in competition with Apple. Apple believes these documents should be maintained under seal.

5. The text appearing in Advertiser Plaintiffs' Opposition to Defendant Meta Platforms, Inc.'s Motion for Summary Judgment (Dkt. 892) reflected in the below chart contains confidential, non-public information that implicates Apple's confidentiality interests by revealing contractual terms in which Apple has a reasonable expectation of confidentiality.

Document	Line Numbers	Confidential Text
Advertiser Plaintiffs' Opposition to Defendant Meta Platforms, Inc.'s Motion for Summary Judgment (Dkt. 892)	1:12	Between "restricts Apple's" and "Ex. 10"
Advertiser Plaintiffs' Opposition to Defendant Meta Platforms, Inc.'s Motion for Summary Judgment (Dkt. 892)	2:10–2:11	Between "restricted Apple's" and "Ex. 10"
Advertiser Plaintiffs' Opposition to Defendant Meta Platforms, Inc.'s Motion for Summary Judgment (Dkt. 892)	9:15–9:16	Between "limiting Apple's" and the end of the paragraph.
Advertiser Plaintiffs' Opposition to Defendant Meta Platforms, Inc.'s Motion for Summary Judgment (Dkt. 892)	17:9–17:13	Between "restricted from" and "Ex. 10"

Disclosure of this non-public information may result in competitive harm to Apple, as it reveals confidential contract terms, which, as detailed above, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Apple. Apple believes this information should be maintained under seal.

6. The text appearing in Exhibit 4 to the Declaration of Tilman Klumpp, Ph.D, i.e., the Expert Merits Report of Tilman Klumpp, Ph.D., dated January 12, 2024 (Dkt. 892-5) reflected in

the below chart contains confidential, non-public information that implicates Apple's confidentiality interests by revealing contractual terms in which Apple has a reasonable expectation of confidentiality.

Document	Page/Paragraph/Footnote Numbers	Confidential Text
Declaration of Tilman Klumpp, Ph.D, Ex. 4 (Dkt. 892-5)	Pages 79–80, Paragraph 157	Between “expressly addresses” and the end of the paragraph
Declaration of Tilman Klumpp, Ph.D, Ex. 4 (Dkt. 892-5)	Page 79, Paragraph 157, Footnote 345	Between “-690” and the end of the footnote

Disclosure of this non-public information may result in competitive harm to Apple, as it reveals confidential contract terms, which, as detailed above, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Apple. Apple believes this information should be maintained under seal.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on March 11, 2025 at San Francisco, California.



Catherine Spevak